

1 BEFORE THE BOARD OF MEDICAL EXAMINERS

2
3 IN THE STATE OF ARIZONA

4 In the Matter of

5 **LOUIS M. MILLER, M.D.**

6 Holder of License No. 23201
7 For the Practice of Medicine
8 In the State of Arizona.

INVESTIGATION NO. 10299

**FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER**

9 **INTRODUCTION**

10 On November 14, 1997, Louis M. Miller, M.D., appeared before the Arizona Board
11 of Medical Examiners (Board) for an informal interview. After due consideration of the
12 facts and law applicable to this matter, the Board voted to issue the following findings of
13 fact, conclusions of law and order.

14
15 **FINDINGS OF FACT**

16 1. The Board is the duly constituted authority for the regulation and control of
17 the practice of allopathic medicine in the State of Arizona.

18 2. Louis D. Miller, M.D., is the holder of License No. 23201 for the practice of
19 allopathic medicine in the State of Arizona.

20 3. Between November 1995 and July 1996, Dr. Miller performed multiple facial
21 aesthetic surgeries on patient G.P. He took photographs in connection with the surgeries.

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4. Following the surgeries, Dr. Miller gave photographs and information about the patient's surgeries to the Yuma Daily Sun, a local Yuma newspaper, without the patient's knowledge or consent. The newspaper printed an article about Dr. Miller's cosmetic surgery practice on July 28, 1996, and included "before" and "after" photographs of G.P. provided by Dr. Miller. The caption under the photographs stated: "Yuma resident G.P. (above) [her full name was stated], 67, had an eye lift, lower face lift and laser resurfacing of wrinkles within the last year."

CONCLUSIONS OF LAW

1. The Board possesses jurisdiction over the subject matter hereof and over Dr. Miller.

2. The conduct and circumstances described above in paragraphs 2 through 4 constitute unprofessional conduct pursuant to A.R.S. § 32-1401(25)(b) (intentional betrayal of a professional secret or intentional violation of a privileged communication except as either act may otherwise be required by law).

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby ordered that Dr. Miller be issued a Letter of Reprimand.

RIGHT TO PETITION FOR REVIEW

The parties are hereby notified that they have the right to petition for a rehearing. Pursuant to A.R.S. § 41-1092.09, as amended, the petition for rehearing must be filed with the Board's Executive Director within thirty (30) days after service of this Order and pursuant to A.A.C. R4-16-102, it must set forth legally sufficient reasons for granting a rehearing. Service of this Order is effective five (5) days after the date of mailing.

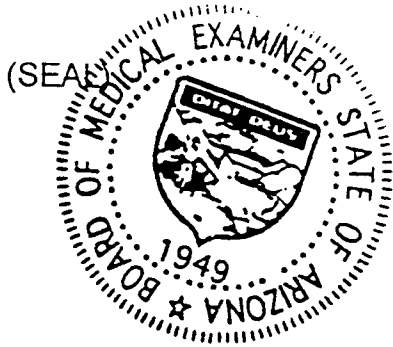
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1 The parties are further notified that the filing of a petition for rehearing is required to
2 preserve any rights of appeal to the superior court that they may wish to pursue.

3 DATED this 21st day of April, 1999.

4 BOARD OF MEDICAL EXAMINERS
5 OF THE STATE OF ARIZONA



By

CLAUDIA FOUTZ
Executive Director
MELISSA CORNELIUS
Deputy Director

10 ORIGINAL of the foregoing filed this
11 21st day of April, 1999 with:

12 The Arizona Board of Medical Examiners
13 1651 East Morten, Suite 210
Phoenix, Arizona 85020

14 EXECUTED COPY of the foregoing mailed by
15 Certified Mail this 21st day of April, 1999 to:

16 Louis M. Miller, M.D.
17 2435 S. Ave. A, Suite C
Yuma, AZ 85364

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Board Operations
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